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Via Facsimile: (718) 613-2456 & ECF
May 8, 2008

Honorable John Gleeson
United States District Judge
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: Racky Ramchair v. James Conway, 04 CV 4241 (JG)

Dear Judge Gleeson:

In preparing my memorandum in opposition to Respondant's motion for a stay of your April 4, 2008 decision, in which you order Mr. Ramchair's release unless the state indicated its intention to retry Mr. Ramchair within 45 days, I have been in regular touch with Assistant Attorney General Roseann B. MacKechne. Ms. MacKechne has provided me with Mr. Ramchair's NYSID report which I know she has also submitted to the Court.

Upon review of the report, I spoke with her further to determine when Mr. Ramchair would be released on his various cases. As the Court is aware, Mr. Ramchair's sentence in the instant matter was made consecutive to an 8-16 year sentence on a parole violation in Queens County. Yesterday I received an email from Ms. MacKechne on his time owed. Should Mr. Ramchair be ultimately successful in the instant case, either by acquittal at retrial, or other termination, his earliest Conditional Release date, according to Richard deSimone, counsel of the New York State Department of Correction Services, is January 10, 2009. I have received this information by email from Mr. deSimone, forwarded by Ms. MacKechne. Accordingly, he would not be released in any event if the state declines to retry him or declare its intention to do so within the 45 days specified in your decision.

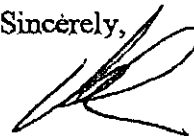
FRANK HANDELMAN

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Accordingly, I am writing to see if Your Honor still wishes me to write in opposition to the Respondant's motion to stay your order. If so, I would ask one (1) additional business day, until Monday, May 12, 2008, to file my opposition to this motion.

Thank you for your kind consideration.

Sincerely,

A handwritten signature in black ink, appearing to be 'F. Handelman', written over a horizontal line.

Frank Handelman

FH:jah

cc: Assistant Attorney General Roseann B. MacKechnie, by Facsimile: (212) 416-8931

TRANSMITTAL

To: Honorable John Gleeson
cc: Assistant Attorney General Roseann MeacKechie, (212) 416-8931
From: Frank Handelman
Date: May 8, 2008
Re: Racky Ramchair v. James Conway, 04 CV 4241 (JG)
Pages: 3 (including cover sheet)
Fax No. (718) 613-2456

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